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INSKEEP INTELLECTUAL PROPERTY GROUP, INC.

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FACSIMILE TRANSMITTAL

DATE: February 10, 2005
TO: PTO Filing Administrator and EXAMINER HIEU PHAN (Group Art Unit 3738)
COMPANY: USPTO
FAX NO: (703) 872-9306
FROM: James W. Inskeep, Esq.
FAX NO. (310) 327-0282
NUMBER OF PAGES (including transmittal page): 22
RE: 20220-311; Receipt of Response to Final Office Action
MESSAGE: Please see attached.

ORIGINALS WILL ____ WILL NOT X BE SENT BY MAIL.

TELECOPY OPERATOR: Allie Barrett

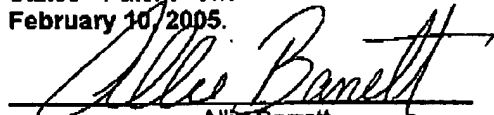
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CENTRAL FAX CENTER****FEB 10 2005****PATENT****CERTIFICATE OF FACSIMILE**

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on February 10, 2005.


Allie Barrett

Applicant: Van Tassel et al.

Serial No.: 09/382,275

Filed: 08/25/1999

Title: **IMPLANTABLE DEVICE FOR
PROMOTING REPAIR OF A
BODY LUMEN**

Examiner: Hieu Phan

Group Art Unit: 3738

Atty Docket No.: 20220-311

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**LETTER RE: RE-FAXING OF THE RESPONSE TO FINAL OFFICE ACTION**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The attached Response to Final Office Action in connection with the above-referenced application was originally filed with the PTO, via fax, on December 13, 2004. A fax confirmation sheet confirming that the response was indeed filed and received at the correct PTO fax number on the December 13, 2004 date is also attached.

From a telephonic communication received on today's date from Supervisor Corrine M. McDermott, it appears that there is no record at the PTO of the filing of this Response to Final Office Action. Accordingly, Ms. McDermott instructed the undersigned to re-fax the Response to Final Office Action with the fax confirmation page proving that the response was indeed filed on December 13, 2004. This paper constitutes the re-faxing of the Response to Final Office Action as instructed by Ms. McDermott.

The original December 13, 2004 filing included payment (via a credit card authorization) of a one month extension of time (copy enclosed). Since the PTO appears to have no record of the filing of the Response to Final Office Action, it is presumed that the PTO also has no record of the payment of the one-month extension

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Applicant: Van Tassel et al.
Serial No.: 09/382,275
Group Art Unit: 3738

PATENT
Docket No. 20220-311

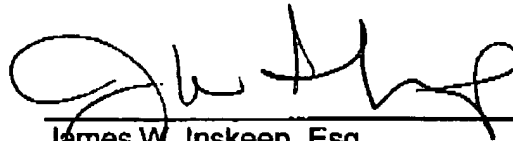
of time. Hence, the PTO is authorized to proceed with payment of a one-month extension of time fee according to the original credit card authorization sheet.

Since the filing error appears to rest with the PTO, it is the view of the undersigned that no fees beyond the fee for the one-month extension of time are necessary. However, in the event the PTO determines to the contrary, the Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 50-2809.

Expedited treatment of this Response to Final Office Action is hereby requested.

Respectfully submitted,

Dated: Feb. 10, 2005



James W. Inskeep, Esq.
Registration No. 33,910

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PATENT**CERTIFICATE OF FACSIMILE**

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Alex Patron

Applicant: Van Tassel et al.

Serial No.: 09/382,275

Filed: 08/25/1999

Title: **IMPLANTABLE DEVICE FOR
PROMOTING REPAIR OF A
BODY LUMEN**

Examiner: Hieu Phan

Group Art Unit: 3738

Atty Docket No.: 20220-311

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**RESPONSE TO FINAL OFFICE ACTION**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

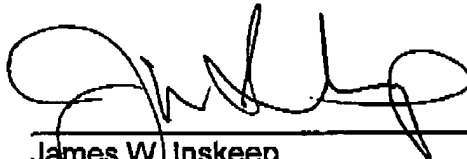
Sir:

In response to the Final Office Action dated August 11, 2004, please consider the remarks contained herein. It is believed that this Response addresses all outstanding issues and places the application in condition for allowance and thus that entry of this Response is proper. This paper is sectioned as follows:

Pages 2-10: Listing of Claims

Pages 11-15: Remarks

Respectfully submitted,



James W. Inskeep
Registration No. 33,910

Dated: Dec. 13, 2004

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